

November 8, 2018

The Township Committee of the Township of Union in the County of Union, convened in regular session at Municipal Headquarters, Friberger Park, Union, New Jersey, on the 8th day of November, 2018 at 7:30 P.M. The meeting was called to order by Suzette Cavadas, Chairwoman of the Township Committee.

The Clerk read the following statement:

"This is a regular meeting of the Township Committee. Public Notice of this meeting has been given, as required by the 'Open Public Meeting's Law'. A Resolution was adopted on January 1, 2018, designating this date, this hall and 7:30 P.M. as the time for this regular meeting of the Township Committee of the Township of Union in the County of Union.

A notice of each and every regular meeting of the Township Committee was posted, in accordance with the aforesaid 'Open Public Meeting's Law', in one public place reserved for the posting of Ordinances and official notices of the Township of Union, namely, the bulletin board next to the Clerk's Office. In addition thereto, a copy of said Resolution was forwarded to The Local Source and the Star Ledger. A copy of said Resolution is on file with the Clerk of the Township."

The opening prayer was led by Mayor Suzette Cavadas and the pledge to the flag was led by Committeeman Joseph Florio.

The Clerk called the roll. Those present and those absent, were as follows:

Present: SUZETTE CAVADAS, MAYOR
JOSEPH FLORIO, DEPUTY MAYOR
CLIFTON PEOPLE, JR.
MANUEL FIGUEIREDO
MICHELE DELISFORT

PROCLAMATION:

Proclaiming November as Juvenile Diabetes Awareness Month

APPROVAL OF MINUTES:

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved to approve the Conference and Regular Session Minutes of October 23, 2018.

ORDINANCES:

SECOND AND FINAL READINGS:

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, authorizing the purchase of a Fire Engine for the Fire Department.

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A FIRE ENGINE FOR THE FIRE DEPARTMENT, BY AND IN THE TOWNSHIP OF UNION, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$525,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$498,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The Chairman announced public hearing on the said ordinance. There being no person present expressing the desire to be heard in this connection, it was

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

Mr. Figueiredo, aye, Ms. Delisfort aye, Mr. People, aye Mr. Florio aye, Ms. Cavadas, aye.

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading amending Ordinance 3729 to add handicap parking spaces in front of 1750 Walker Avenue and 1762 Walker Avenue.

AN ORDINANCE AMENDING THE DESIGNATION OF RESTRICTED PARKING SPACES FOR USE BY PERSONS WITH SPECIAL VEHICLE IDENTIFICATION CARDS, IN THE TOWNSHIP OF UNION, UNION COUNTY, NEW JERSEY. (This ordinance adds a handicap space at 1750 and 1762 Walker Avenue)

The Chairman announced public hearing on the said ordinance. There being no person present expressing the desire to be heard in this connection, it was

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

Mr. Figueiredo, aye, Ms. Delisfort aye, Mr. People, aye Mr. Florio aye, Ms. Cavadas, aye.

RESOLUTIONS:

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-332**:

WHEREAS, the Governing Body of the Township of Union (the "Township") and the Board of Education (the "Board") entered into a contract for the joint provisions of services pursuant to N.J.S.A. 40A:48-5 and N.J.S.A. 40:4A-1 et. seq. for the services of a school resource officer for the school years September 2010 - June 2017; and

WHEREAS, the original agreement was amended by Resolution 2018-110 covering the 2017-2018 school year; and

WHEREAS, both parties wish to amend the agreement to extend the services of the school resource officer for the 2018-2019 school year with the terms and conditions attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Township committee of the Township of Union in the County of Union hereby approves the attached amended agreement for a School Resource Officer and that the Board President and the Board Secretary are hereby authorized and directed to execute such agreement.

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-333**:

WHEREAS, Yong C. Kim (hereinafter referred to as "Applicant") completed the installation of site improvements in connection with Planning Board Application No. 2010-05; and

WHEREAS, the Applicant posted a two-year Maintenance Bond at the time the bonded improvements were completed the bond being accepted by the Township

Committee on September 27, 2016 by Resolution No. 2016-300 in accordance with Chapter 170, Land Use Code of the Township of Union; and
WHEREAS, the Applicant has requested that the Maintenance Bond be released; and
WHEREAS, the Applicant has maintained the improvements to the satisfaction of the Township Engineer over the two year period covered by the Maintenance Bond expiring on August 29, 2018; and
WHEREAS, the Township Engineer has determined that the Maintenance Bond in the amount of \$7,941.00 can be released subject to Township Committee approval.
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that the Maintenance Bond in the amount of \$7,941.00 in connection with the application pertaining to property of Yong C. Kim be released, the application being identified as Site Improvement Permit 2014-22.

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-334**:

WHEREAS, Public Service Electric and Gas Company has requested by correspondence dated October 17, 2018 release of the Performance Bond and the
Cash Bond for site improvements at 2170 Stanley Terrace; and
WHEREAS, the Township Engineer has determined that the applicant has completed all site improvements; and
WHEREAS, it has been determined that the Performance Guarantee Bond No. K08377558 in the amount of \$127,769.40 and the Cash Bond in the amount of \$14,196.60 by Check No. 4000398277 can be released.
NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that the Performance Guarantee pertaining to the subject property be released and the Cash Bond be returned as was approved by the Zoning Board CAL No.3303 on June 1, 2017.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2018-335**:

WHEREAS, the Township of Union is in need of electrical services for the year 2018-2019; and
WHEREAS, said purchases will exceed the bid threshold of \$40,000.00 for 2018 & 2019; and
WHEREAS, in accordance with N.J.S.A. 40A:11-1 et. al. bids were received for electrical services on October 18, 2018; and
WHEREAS, Opus Electric, LLC was the lowest responsive bidder at a price of \$98.67 per hour for the Foreman, \$88.10 per hour for the Journeyman and \$35.25 per hour for the Apprentice; and
WHEREAS, the Purchasing Agent has reviewed the bid and issued a recommendation of award letter dated October 29, 2018 recommending that the Township award the electrical services to Opus Electric, LLC, 133 Laurel Drive, Springfield, NJ 07081, for the period of November 14, 2018 through November 13, 2019.
NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the award of contract to Opus Electric, LLC, 133 Laurel Drive, Springfield, NJ 07081; and

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-336**:

WHEREAS, the Township of Union is in need of plumbing services for the years 2018-2019; and
WHEREAS, said purchases will exceed the bid threshold of \$40,000.00 for 2018-2019; and
WHEREAS, in accordance with N.J.S.A. 40A:11-1 et. al. bids were received for

plumbing services on October 18, 2018; and
 WHEREAS, Ed Donnelly Co., Inc. was the low responsive bidder at a price of \$93.07 per hour for the Foreman Plumber and \$96.85 per hour for the General Foreman, \$88.74 per hour for the Journeyman and \$29.58 for the apprentice; and
 WHEREAS, the Purchasing Agent has reviewed the bid and issued a recommendation of award letter dated October 18, 2018 recommending that the Township award the plumbing services to Ed Donnelly & Co., 941 Capstan Dr., Forked River, NJ for the period of November 12, 2018 through November 11, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the award of contract to Ed Donnelly Co., Inc., 941 Capstan Dr., Forked River, NJ; and
 BE IT FURTHER RESOLVED that the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases, not to exceed a total amount of \$75,000.00 and shall be encumbered to 8-01-26-310-282 -\$5,000.00, 9-01-26-310-282 - \$50,000.00, 8-01-25-240-282 -\$500.00, 9-01-25-240-282 -\$9,500.00, 8-01-25-265-282 -\$500.00 and 9-01-25-265-282 - \$9,500.00.

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-337**:

WHEREAS, N.J.S.A. 40A:4-58 provides for "Appropriation Transfers" during the last two months of the Fiscal Year; and

WHEREAS, these transfers may NOT be made for the following:
 contingent expenses
 deferred charges
 cash deficit of preceding year
 reserve for uncollected taxes
 down payments
 capital improvement fund
 interest and redemption charges; and

WHEREAS, the Treasurer has recommended the following appropriation transfers be made at the meeting of November 8, 2018:

TO	FROM
Greening Union County Grant – Local Match 4,700.00	Shade Tree O.E.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union in the County of Union hereby resolves that the above referenced transfers be authorized by a two-thirds majority of the full membership of the Governing Body, on roll call vote.

	AYE	NAY	ABSTAIN	ABSENT
PEOPLE	x			
CAVADAS	x			
FIGUEIREDO	x			
FLORIO	x			
DELISFORT	x			

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-338**:

WHEREAS, The Township of Union entered a Lease Agreement pursuant to the NJ Local Land and Building Law (NJSA 40A:12-14) with Sprint Spectrum, LP on October 17, 1998 ("Lease") for Sprint Spectrum to construct, operate and maintain a cell tower on the Township's property at the Jefferson Avenue Shooting Range, Block 3409, Lot 10; and

WHEREAS The Lease provided for the parties sharing revenue generated by allowing other telecommunication providers to co-locate on the cell tower and occupy surround space; and

WHEREAS, The Sprint Spectrum. LP's rights and interest in the Lease were assigned, STC Five LLC, a Delaware limited liability company ("Company"), by and through Global Signal Acquisitions II LLC, a Delaware limited liability company, its Attorney-in-Fact, as ultimate successor in interest to Sprint Spectrum, LP, a Delaware limited partnership, as permitted by the Lease

(collectively referred to as Lessee); and
 WHEREAS, the Lease expired October 31, 2018; and
 WHEREAS, the Parties agree that the existing Cell Tower constructed by the Lessee is now owned by the Township; and
 WHEREAS, The Township will seek bids pursuant to NJ Local Land and Building Law (NJSA 40A:12-14) for the lease of the Cell Tower and the land, which process may take several months; and
 WHEREAS, for the public welfare and good and not to disrupt local cell phone and communication services that are connected to the cell tower, The Township and Lessee have agreed to extend the term of the Lease for a period of up to six months;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that:

1. The Chairman of the Township Committee and the Township Clerk be and they are hereby authorized and directed to enter into a Lease extension to extend the October 17, 2018 Lease for a period of up to six months ending April 30, 2019.

On motion of Mr. Florio, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-339**:

WHEREAS, The Township has received the vouchers listed below which have been properly documented and checked, and
 WHEREAS, said vouchers were submitted in accordance with the verification procedure designed by Suplee, Clooney and Company, which assures accurate calculation of charges for disposal and all applicable taxes, and
 WHEREAS, The Township of Union continues to protect the interim rate of \$75.09 per ton for household waste and \$ 91.51 for bulky waste, this resolution is authorized subject to a possible retroactive rate adjustment by the Department of Environmental Protection, Board of Public Utilities, in which case the Township will demand a refund, and

NOW THEREFORE BE IT RESOLVED THAT, the Township Committee of the Township of Union, in the County of Union, New Jersey, in a meeting assembled this 8TH day of NOV, 2018, hereby authorizes for payment the following vouchers, which are now owed, in accordance with the exceptions hereinbefore expressed.

MONTH OF OCTOBER	VOUCHER	AMOUNT
Contract Service	18-04142	137,333.33
Bulky Waste Contract	18-04142	11,833.33
Condo/Apartments Contract	18-04142	8,333.33
Recycling Contract	18-04142	46,666.66
TOTAL -10/1/18-10/31/18		\$204,166.65

FINANCES:

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee authorized the payment of bills which are listed in the Permanent Claim's Register against the Township of Union, for the period November 8, 2018, approved by respective Departments as being correct.

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$10,564.78.

COMMUNICATIONS:

From: Terri Malanda, Tax Collector, Re: Requesting the Township Committee authorize checks issued to the following representing the redemption of tax sale certificates:

NAME	AMOUNT	CERT#	LOCATION
John Venutolo	\$ 8,259.28	18-00014	1073 Cranbrook Rd.
	\$21,000.00		
PPV New, LLC	\$ 5,542.49	17-00010	255 Tucker Ave., #217
	\$ 4,500.00		
K.C.C. Promised Lands, LLC	\$ 384.05	18-00019	1580 Walker Ave.
	\$13,100.00		
K.C.C. Promised Lands, LLC	\$ 260.16	18-00074	1584 Edmund Terr.
	\$18,100.00		
Tryston Capital Assets, LLC	\$ 477.85	18-00075	2024 Walker Avenue
	\$ 1,100.00		
US Bank Cust Tower DB VIII	\$11,256.13	18-00055	2143 Van Buren Place
	\$36,000.00		
Mas Capital, LLC	\$ 1,001.02	18-00084	2173 Springfield Avenue
	\$ 2,300.00		
US Bank Cust/PC 7 Firstrust	\$ 824.92	17-00025	1105 Sayre Road
	\$ 700.00		
Trystone Capital Assets, LLC	\$ 741.39	18-00049	2393 Steuber Street
	\$ 1,900.00		
US Bank Cust/ Tower DBVIII	\$15,182.29	18-00081	2075 Springfield Avenue
	\$43,900.00		

On motion of Mr. Figueiredo, seconded by Mr. People, and carried, the Township Committee moved to approve the request.

From: Lilian C. Lopes Cacoilo, St. Michael Parish School, Re: Requesting a refund of \$20.00 for an overpayment of a Bingo License.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved to approve the refund.

From: Marcia Soares, Resident, Re: Requesting a handicap space in front of 868 Dewey Street.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved to refer the request to the Union Police Department for further review and recommendation.

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee directed the reports be received for filing:

DEPARTMENT REPORTS:

MONTHLY REPORTS:

Clerk's Office	Senior Center
Community Development	Engineering Department

COMMITTEE REPORTS:

MS. DELISFORT:

- Ms. Delisfort thanked Ja'ir Alexander's for accepting the proclamation on juvenile diabetes.
- Ms. Delisfort gave the Senior Citizen's report.
- Ms. Delisfort gave the Recreation Department Report.

- Ms. Delisfort announced dates for the Township Holiday Program(s).

MR. FIGUERIEDO:

- Mr. Figueiredo acknowledged Ja'ir Alexander.
- Mr. Figueiredo gave the Fire Department Report.
- Mr. Figueiredo congratulated all the candidates that ran on election day.
- Mr. Figueiredo thanked all the residents that voted for him.

MR. PEOPLE:

- Mr. People thanked Ja'ir Alexander for accepting the proclamation.
- Mr. People congratulated Mr. Figueiredo and Ms. Delisfort on their re-election.
- Mr. People gave the Department of Public Works report.

MR. FLORIO:

- Mr. Florio thanked Ja'ir Alexander for accepting the proclamation.
- Mr. Florio gave the Police Department report.
- Mr. Florio congratulated Mr. Figueiredo and Ms. Delisfort on their re-election.
- Mr. Florio wished everyone a Happy Thanksgiving.

MS. CAVADAS:

- Ms. Cavadas thanked Ja'ir Alexander for educating us on diabetes.
- Ms. Cavadas thanked everyone who came out and voted and congratulated Ms. Delisfort and Mr. Figueiredo on their re-election
- Ms. Cavadas wished Ms. Delisfort a happy birthday.
- Ms. Cavadas thanked Fatimah Raymond and Mr. Nick Basile for making Halloween in Union Center a huge success.
- Ms. Cavadas asked everyone to remember the Veterans this weekend.

PUBLIC HEARING:

Mr. William Strazza, Union Public Defender, thanked the committee for the new office and staff for his office and expressed that they are now serving their clients with more dignity, respect and most importantly better time management.

Mr. Daniel Beyrent, 1555 Ridgeway Street, spoke about issues regarding the Township that concern him.

Mr. Pedro Sousa, 2591 Juliat Place, thanked the committee, and everyone involved for the new Conlon soccer field.

Mr. Nick Basile, 1886 Vauxhall Road, congratulated Mr. Figueiredo and Ms. Delisfort on their reelection and thanked the Committee for remembering Veterans. He expressed how much it means to veteran's to be recognized and thanked for their service.

Ms. Cavadas personally thanked Mr. Basile for his service.

There being no one else wishing to be heard, the Township Committee on motion of, seconded by, and carried, adjourned the meeting, the time being 8:09 PM.

Dated: November 8, 2018

Suzette Cavadas, Chairwoman of the
Township Committee of the Township
of Union in the County of Union.

Eileen Birch, Township Clerk